

FORTY-THIRD DAY.

(Continued.)

(Saturday, April 18, 1931.)

The House met at 9 o'clock a. m., and was called to order by Speaker Minor.

HOUSE BILLS ON FIRST READING.

The following House bills, introduced today (by unanimous consent), were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

By Mr. Lockhart and Mr. Johnson of Dimmit:

H. B. No. 1030, A bill to be entitled "An Act providing for the transfer of causes from the Courts of Civil Appeals by the Supreme Court when two or more judges of the Court of Civil Appeals are disqualified or when one judge is disqualified and the other two judges are unable to agree upon a disposition of the case; prescribing duties of certain officers; repealing conflicting laws, and declaring an emergency."

Referred to Committee on Judiciary.

By Mr. Adkins:

H. B. No. 1031, A bill to be entitled "An Act to amend Article 4111 of the Revised Civil Statutes of Texas, 1925, as amended by Chapter 179, page 257, Regular Session of the Fortieth Legislature, 1927, and as amended by Chapter 31, page 65, Regular Session of the Forty-first Legislature, 1929, so as to provide for fixing the venue where the appointment of guardians may be made, and declaring an emergency."

Referred to Committee on Judiciary.

By Mr. Dowell (by request):

H. B. No. 1032, A bill to be entitled "An Act making it a misdemeanor for any member of a commissioners court to vote for the making of any contract on behalf of the county without first submitting such proposed contract to competitive bids as required by law, fixing penalties, and declaring an emergency."

Referred to Committee on Criminal Jurisprudence.

BILLS ORDERED NOT PRINTED.

On motion of Mr. Dodd, Senate bill No. 518 was ordered not printed.

On motion of Mr. Stevenson, House bill No. 1025 was ordered not printed.

HOUSE BILL NO. 664 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 664, A bill to be entitled "An Act to amend Article 2905, Revised Civil Statutes, State of Texas, 1925, conferring the authority upon the county school trustees to exercise the right of eminent domain to acquire title to real property for common school districts and independent school districts having fewer than 150 scholastics; repealing all laws in conflict herewith, and declaring an emergency."

The bill was read second time, and was passed to engrossment.

HOUSE BILL NO. 994 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 994, A bill to be entitled "An Act authorizing the Governor to negotiate a compact with the State of New Mexico for the purpose of co-operating with the State of New Mexico to permit school districts of incorporated towns, or union high school districts in Texas adjoining the Texas-New Mexico State line, to combine with school districts, incorporated towns and other educational subdivisions of the State of New Mexico adjoining the Texas-New Mexico State line to promote educational facilities and to permit co-operative measures to be adopted for the financing of school buildings and teachers' staffs for the same; authorizing the Governor of Texas to appoint a commissioner therefor, and providing an appropriation to defray his expenses, and declaring an emergency."

The bill was read second time.

Mr. Tarwater offered the following (committee) amendment to the bill:

Amend House bill No. 994 by striking out all of Section 3 thereof.

The amendment was adopted.

By unanimous consent the caption of the bill was ordered amended to conform to all changes made in the body of the bill.

House bill No. 994 was then passed to engrossment.

HOUSE BILL NO. 75 ON THIRD
READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 75, A bill to be entitled "An Act to amend Article 2266, Revised Statutes, 1925, regulating appeals in forma pauperis from county and district courts, and Article 2457, regulating appeals in the same manner from justice courts; simplifying the procedure; providing that the affidavit of the party appealing, stating his inability to pay or secure the costs, or any part thereof, shall be prima facie sufficient and conclusive, unless successfully contested by an officer or court, or a party interested, etc., and declaring an emergency."

The bill was read third time, and was passed.

HOUSE BILL NO. 87 ON THIRD
READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 87, A bill to be entitled "An Act providing that whenever any person shall procure the issuance of a policy of insurance on his or her life in any legal reserve life insurance company and designate in writing filed with the company the beneficiary to receive the proceeds thereof, the company issuing such policy shall, in the absence of the receipt by it of notice of an adverse claim to the proceeds of the policy from one having a bona fide legal claim to such proceeds or a part thereof, pay such proceeds becoming due on the death of the insured to the person so designated as beneficiary, and such payment, so made, in the absence of such notice received by the insurance company prior to the date of the payment of the proceeds, shall discharge the company from all liability under the policy; providing, that the provisions of this act shall apply to policies in existence, as well as to all policies hereafter written, and declaring an emergency."

The bill was read third time, and was passed.

HOUSE BILL NO. 119 ON THIRD
READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 119, A bill to be entitled "An Act to amend Article 4200 of

Chapter 8, Title 69, of the Revised Civil Statutes of 1925, relating to terms of sale of real estate made by guardians, so as to provide that a sale may be made of the equity in land securing an indebtedness; repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

The bill was read third time, and was passed.

HOUSE BILL NO. 137 ON THIRD
READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 137, A bill to be entitled "An Act to amend Article 3492 of Chapter 17, Title 54, of the Revised Civil Statutes of 1925, so as to permit the court to set apart to the widow or children, if necessity requires, the exempt property subject to existing liens against the same, and declaring an emergency."

The bill was read third time, and was passed.

HOUSE BILL NO. 195 ON THIRD
READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 195, A bill to be entitled "An Act making it unlawful for any person, association, firm or corporation to execute and deliver, knowingly, any deed, mortgage, deed of trust or other instrument in writing purporting to convey any land or interest in land to any other person, association, firm or corporation, when such person, association, firm or corporation is not the owner of, or has no interest in such land, and for any person, association, firm or corporation to knowingly receive and tender for record any such deed, mortgage, deed of trust or other instrument in writing; providing a penalty for the violation of this act, and declaring an emergency."

The bill was read third time.

Mr. McGill offered the following amendment to the bill:

Amend House bill No. 195, Section 2, of the engrossed bill, by striking out the words "or not to exceed six months in jail, or both such fine and imprisonment," and insert in lieu thereof the following: "or by imprisonment in the county jail for a period not to exceed six months, or both such fine and imprisonment."

The amendment was adopted.

House bill No. 195 was then passed.

HOUSE BILL NO. 227 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 227, A bill to be entitled "An Act to amend Section 1, House bill No. 36, Chapter 48, Acts of the First Called Session, Forty-first Legislature, providing that all citations and notices issued by the county clerk on application for the probate of a written will or for letters of administration, or on applications for the appointment of a guardian, shall be returnable to the court from which issued on the first Monday after service is perfected, and said returnable date shall constitute the terms of the probate court for action on said application so as to include therein all citations and notices issued out of the probate court under authority to be fixed for service of citations, and declaring an emergency."

The bill was read third time, and was passed.

HOUSE BILL NO. 316 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 316, A bill to be entitled "An Act amending Articles 8291 and 8292, Title 129, of the Revised Civil Statutes of Texas, 1925, so as to provide that where a testator having a child or children leaves a surviving wife, who is the mother of all of his said children, and the principal beneficiary in said last will and testament to the entire exclusion of all of his children, that said Articles 8291 and 8292 shall not apply, and declaring an emergency."

The bill was read third time, and was passed.

HOUSE BILL NO. 332 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 332, A bill to be entitled "An Act to amend Section 16a of Article 8308, Revised Statutes of 1925, so as to hereafter provide that whenever the Texas Employers' Insurance Association shall have accumulated, at the end of any calendar year, an admitted surplus in excess of incurred losses, expenses and unearned premiums or other liabilities

amounting to the sum of two hundred thousand dollars or more, the liability of its members to assessment under Article 8308, Section 15, shall be suspended and it shall be authorized to issue policies not subject to assessment, etc., and declaring an emergency."

The bill was read third time, and was passed.

HOUSE BILL NO. 347 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 347, A bill to be entitled "An Act to repeal Article 2450 of the Revised Civil Statutes of Texas, 1925, and declaring an emergency."

The bill was read third time, and was passed.

HOUSE BILL NO. 348 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 348, A bill to be entitled "An Act amending Article 3736, Revised Civil Statutes of the State of Texas, 1925, so that suits may be filed on sworn accounts, including liquidated money demands on written contracts, and business dealings on which systematic record of accounts has been kept, and declaring an emergency."

The bill was read third time, and was passed.

HOUSE BILL NO. 353 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 353, A bill to be entitled "An Act to amend Article 1811, Revised Civil Statutes of 1925, so as to provide for the appointment by the Court of Criminal Appeals of the State prosecuting attorney before said court, prescribing the duties, qualifications and term of office of said attorney; transferring all duties and matters now provided by law for the 'Assistant State Prosecuting Attorney' to the State Prosecuting Attorney, and declaring an emergency."

The bill was read third time, and was passed.

HOUSE BILL NO. 356 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 356, A bill to be entitled "An Act to amend Article 4014, Revised Civil Statutes of 1925, which regulates reports required to be made to the Railroad Commission by corporations, companies and persons issuing free transportation, by providing that such report shall be made as and when requested by the Railroad Commission of Texas, and fixing a penalty for violation of the law, repealing all laws in conflict herewith, and declaring an emergency."

The bill was read third time, and was passed.

HOUSE BILL NO. 358 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 358, A bill to be entitled "An Act to amend Articles 5353, 5354, 5358 and 5364, Division 2, Chapter 4, of the Revised Civil Statutes of 1925, relating to the sale of oil and gas leases on coastal areas and unsold unsurveyed school land, so as to include unsold surveyed school land, etc., and declaring an emergency."

The bill was read third time, and was passed.

HOUSE BILL NO. 377 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 377, A bill to be entitled "An Act amending Article 2451, 1925 Civil Statutes, so as to provide that judgments will not become dormant where execution has issued on such judgments within two years after a judgment was rendered, and declaring an emergency."

The bill was read third time, and was passed.

HOUSE BILL NO. 380 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 380, A bill to be entitled "An Act amending Article 3773 of the 1925 Revised Civil Statutes so as to provide that judgments shall not become dormant where execution shall have issued on a judgment within ten years after the issuance of a preceding execution, and declaring an emergency."

The bill was read third time, and was passed.

HOUSE BILL NO. 402 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 402, A bill to be entitled "An Act to authorize the payment of the apportionment of the State and county available school fund, and additional tuition if necessary, to public schools in Louisiana, Arkansas, Oklahoma and New Mexico for the benefit of children who reside in Texas school districts on the border of such States; repealing all laws in conflict herewith, and declaring an emergency."

The bill was read third time, and was passed.

HOUSE BILL NO. 427 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 427, A bill to be entitled "An Act providing that all officers and employes of the State of Texas, any county or political subdivision thereof, including municipalities, who are members of the National Guard, National Guard Reserve or Organized Reserves of the Army or Navy of the United States, shall be entitled to leave of absence without loss of pay or efficiency rating during such days as they may attend training ordered or authorized under provisions of law, and declaring an emergency."

The bill was read third time, and was passed.

HOUSE BILL NO. 440 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 440, A bill to be entitled "An Act to amend Article 7272, of Chapter 8, Title 122, of the Revised Civil Statutes of 1925, relating to liability of property for taxes so as to provide that a person may pay on a part of the property assessed without being required to pay on all of the property assessed; repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

The bill was read third time, and was passed.

HOUSE BILL NO. 454 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 454 A bill to be entitled "An Act to amend Article 4469, Title 71, Chapter 3, of the Revised Civil Statutes of the State of Texas, 1925, providing for the registration and registration fee of importers and manufacturers of foods and drugs, and defining manufacturers and importers, and declaring an emergency."

The bill was read third time, and was passed.

HOUSE BILL NO. 455 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 455, A bill to be entitled "An Act making it unlawful to operate a vehicle for the transportation of pupils to and from any school or college without displaying a sign with the words 'School Bus' on the front and rear and each side thereof, and providing safeguards to passengers on entering or leaving same, from dangers caused by passing motorists, and providing for penalties for the violation thereof, and declaring an emergency."

The bill was read third time, and was passed.

HOUSE BILL NO. 457 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 457, A bill to be entitled "An Act to amend Articles 3152 and 3153, Revised Statutes of 1925, relating to contests of nominations for office in primary elections, so as to provide for an appeal to the Court of Civil Appeals from the judgment of the district court or judge in all cases of such contests, and declaring an emergency."

The bill was read third time, and was passed.

HOUSE BILL NO. 472 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 472, A bill to be entitled "An Act to amend Article 6626 of the Revised Statutes of Texas, 1925, so as to provide the prerequisites for filing and recording maps and plats

subdividing or re-subdividing real estate, and declaring an emergency."

The bill was read third time, and was passed.

HOUSE BILL NO. 555 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 555, A bill to be entitled "An Act amending Article 2033, Revised Civil Statutes, 1925, permitting citation to be served on the local agents of individual or partnerships supplying gas, water, electricity or other service to villages, towns and cities, and declaring an emergency."

The bill was read third time, and was passed.

HOUSE BILL NO. 215 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 215, A bill to be entitled "An Act repealing House bill No. 114, Chapter 68, page 181, Acts Forty-first Legislature, First Called Session, and declaring an emergency."

The bill was read third time.

Mr. Dowell offered the following (committee) amendment to the bill:

Amend House bill No. 215, committee amendment No. 2, page 2, Section 2, line 32, by adding to Section 2 the following:

"Provided, that it shall be unlawful for any person to kill, take or have in his possession for barter or sale within Caldwell county within a period of ten (10) years after the passage of this act any wild beaver, wild otter or wild fox, or the pelts thereof."

The amendment was adopted.

Mr. Terrell of Cherokee offered the following amendments to the bill:

(1)

Amend House bill No. 215, page 2, by inserting the words "Chapter 24" after the figures "134," line 6.

(2)

Amend House bill No. 215, page 2, by inserting the words "Chapter 24" after the figures "134," line 22.

The amendments were severally adopted.

Mr. Graves offered the following amendment to the bill:

Amend House bill No. 215, committee amendment No. 2, Section 2, line 32, by adding to Section 2, the following:

"Provided, however, that it shall be unlawful for any person to kill or take for the purpose of barter or sale any fox or the pelt thereof at any time in the following named counties: Williamson, Milam and Lee."

The amendment was adopted.

House bill No. 215 was then passed.

HOUSE BILL NO. 381 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 381, A bill to be entitled "An Act to amend Article 7089, Chapter 3, Title 122, of the Revised Civil Statutes of Texas, relating to reports of corporations."

The bill was read third time, and was passed.

HOUSE BILL NO. 799 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 799, A bill to be entitled "An Act to amend Section 2 of Chapter 141, page 210, of the General and Special Laws of the Regular Session of the Fortieth Legislature, and declaring an emergency."

The bill was read third time, and was passed.

HOUSE BILL NO. 818 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 818, A bill to be entitled "An Act authorizing the commissioners courts of all counties adjacent to the Gulf of Mexico to issue time warrants bearing interest not exceeding eight per cent per annum to be used in the payment either by outright purchase, or after condemnation proceedings, of lands for right-of-way purposes for an intercoastal canal, and declaring an emergency."

The bill was read third time, and was passed.

HOUSE BILL NO. 748 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 748, A bill to be entitled

"An Act prohibiting the taking of more than ten (10) squirrels in one day or the possession of more than twenty (20) squirrels at any time; providing a penalty and repealing all laws in conflict herewith, and declaring an emergency."

The bill was read third time, and was passed.

HOUSE BILL NO. 836 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 836, A bill to be entitled "An Act to amend Section 1 and Section 3 of Chapter 268, of the General Laws of the Fortieth Legislature, Regular Session, as follows: Amend said Section 1 to provide for a license for non-residents of Texas and aliens who shall fish in the waters of the State of Texas, and to provide for a license for residents of the State of Texas who shall fish with artificial lures of any kind in the waters of this State; and amend said Section 3 to provide penalties for the failure of persons to procure a license to fish where the same is required under this act."

The bill was read third time, and was passed.

HOUSE BILL NO. 842 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 842, A bill to be entitled "An Act authorizing the executor or administrator of estates, upon application and order authorizing same, to renew and extend obligations owing to or by such estates, and declaring an emergency."

The bill was read third time, and was passed.

HOUSE BILL NO. 871 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 871, A bill to be entitled "An Act to amend Article 1302, Title 32, Revised Civil Statutes of the State of Texas, 1925, providing additional purposes for which corporations may be formed under the laws of Texas."

The bill was read third time, and was passed.

**HOUSE BILL NO. 905 ON THIRD
READING.**

The Speaker laid before the House, on its third reading and final passage, H. B. No. 905, A bill to be entitled "An Act requiring the judge of any court in which a defendant is convicted of driving a motor vehicle while under the influence of intoxicating liquor to enter an order prohibiting such person so convicted from driving any motor vehicle for a period of two years; providing that a violation of such order shall be punished as for contempt, and declaring an emergency."

The bill was read third time.

By unanimous consent, the caption of the bill was ordered amended to conform to all changes made in the body of the bill.

House bill No. 905 was then passed.

BILL SIGNED BY THE SPEAKER.

The Speaker signed, in the presence of the House, after giving due notice thereof and its caption had been read, the following enrolled bill:

H. B. No. 919, "An Act authorizing the county commissioners of certain described counties to receive, out of the general fund of the county, expenses for the operation and upkeep of automobiles not exceeding \$50 per month, and declaring an emergency."

**HOUSE BILL NO. 936 ON THIRD
READING.**

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 936, A bill to be entitled "An Act providing that in counties of a certain population the sheriff may appoint certain deputies, with the consent of the commissioners court; providing the means and manner of appointment and payment of salaries, and prescribing the maximum salary, and declaring an emergency."

The bill was read third time, and was passed.

**HOUSE BILL NO. 950 ON THIRD
READING.**

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 950, A bill to be entitled "An Act amending Section 8 of Chapter 274 of the General Laws of the

Regular Session of the Forty-first Legislature, which chapter relates to the regulation of local mutual aid associations paying death benefits operating an insurance business and paying benefits where funds are provided by assessments on members and which Section 8 thereof relates to such associations being mutual in character, and providing for non-personal capacity by virtue of any policy issued or claims arising thereon, by adding to said Section 8 a provision authorizing such associations to issue policies of group insurance so that the same policy may cover the lives of two or more individuals who are members thereof, and declaring an emergency."

The bill was read third time, and was passed.

**HOUSE BILL NO. 955 ON THIRD
READING.**

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 955, A bill to be entitled "An Act amending Chapter 3, Title 51, of the Revised Civil Statutes of Texas, 1925, by adding Articles 3202a and 3202b, providing for the payment, by the guardians or other persons legally liable for the support and maintenance of children maintained and supported in certain State institutions and schools of Texas; authorizing the State Board of Control to fix the amount of such charges, make investigations concerning the ability of such persons to make payment thereof; providing the means and manner of collecting such charges, and for an additional method of discharge of such children from such institution, and declaring an emergency."

The bill was read third time, and was passed.

**HOUSE BILL NO. 991 ON THIRD
READING.**

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 991, A bill to be entitled "An Act to amend Article 1307 of the Revised Civil Statutes of 1925, and legalizing and validating certain notices heretofore given, and declaring an emergency."

The bill was read third time, and was passed.

**HOUSE BILL NO. 735 ON THIRD
READING.**

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 735, A bill to be entitled "An Act to authorize the State Board of Control to lease public grounds and property of the State for agricultural and or commercial purposes; prescribing the mode and manner of making said lease, repealing all laws in conflict, and declaring an emergency."

The bill was read third time, and was passed.

**HOUSE BILL NO. 993 ON THIRD
READING.**

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 993, A bill to be entitled "An Act to amend Article 529 of the Penal Code, and declaring an emergency."

The bill was read third time, and was passed.

**HOUSE BILL NO. 998 ON THIRD
READING.**

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 998, A bill to be entitled "An Act validating, ratifying, confirming and approving the acts, orders and proceedings of the commissioners court of Somervell county, Texas, relating to incorporation of the city of Glen Rose; validating, ratifying, confirming and approving the boundary lines embracing the territory within the corporate limits of the city of Glen Rose; validating, ratifying, confirming and approving all acts, orders and proceedings of the officers and board of aldermen of the city of Glen Rose, and declaring an emergency."

The bill was read third time, and was passed.

**HOUSE BILL NO. 1001 ON THIRD
READING.**

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 1001, A bill to be entitled "An Act amending Article 614, Revised Criminal Statutes of Texas, 1925, governing roping contests; providing a penalty, and declaring an emergency."

The bill was read third time, and was passed.

**HOUSE BILL NO. 1003 ON THIRD
READING.**

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 1003, A bill to be entitled "An Act amending Section 1, Chapter 306, Acts of Regular Session, Forty-first Legislature, and declaring an emergency."

The bill was read third time, and was passed.

**HOUSE BILL NO. 1014 ON THIRD
READING.**

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 1014, A bill to be entitled "An Act authorizing the Governor, on the recommendation of the State Highway Commission, to convey title to land acquired by the State for highway purposes where, after the acquisition thereof, such land is no longer needed for such purposes because of a change in the route of such highway, or the abandonment thereof; authorizing the Governor to exchange one right-of-way for another; requiring the Highway Commission to fix a fair and reasonable value of such land; providing for the return of land donated to the State; making it the duty of the Attorney General to pass on the validity of such transfers, and declaring an emergency."

The bill was read third time.

By unanimous consent the caption of the bill was ordered amended to conform to all changes made in the body of the bill.

House bill No. 1014 was then passed.

**HOUSE BILL NO. 1015 ON THIRD
READING.**

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 1015. A bill to be entitled "An Act to amend Articles 1740 and 1741 of the Revised Civil Statutes of Texas, 1925, and declaring an emergency."

The bill was read third time, and was passed.

**HOUSE BILL NO. 689 ON THIRD
READING.**

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 689, A bill to be entitled "An Act validating, ratifying and approving the acts and proceedings of the county board of school trustees, and county commissioners courts, relating to consolidation of territory to certain independent school districts, and declaring an emergency."

The bill was read third time, and was passed.

HOUSE BILL NO. 797 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 797, A bill to be entitled "An Act making it unlawful to hunt, shoot or kill any quail in Falls county for a period of five years; fixing penalty, and declaring an emergency."

The bill was read third time, and was passed.

HOUSE BILL NO. 812 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 812, A bill to be entitled "An Act repealing Chapter 42, Acts of the First Called Session of the Thirty-seventh Legislature (the same known as the Davidson road law), in so far as the same applies to Harrison county, and creating a more efficient road system for Harrison county, Texas; creating the office of county engineer, prescribing the method of his appointment, and providing for his oath and bond, prescribing his powers, duties, qualifications, terms of office, salary, and the method of his removal, etc., and declaring an emergency."

The bill was read third time, and was passed.

HOUSE BILL NO. 619 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 619, A bill to be entitled "An Act providing for and authorizing the exchange between the State of Texas and the Houston and Texas Central Railroad Company of certain lands belonging to them, respectively, situated in Waller county, Texas, and the execution of deeds of conveyance effecting such exchange, placing the land to be so acquired and conveyed to the State in and under the possession, control and management of the State Highway Commission and constituting same a part of the right-

of-way for State Highway No. 6 in Waller county, and declaring an emergency."

The bill was read third time, and was passed.

HOUSE BILL NO. 713 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 713, A bill to be entitled "An Act providing for the transfer of title of certain lands to the State Highway Commission, consisting of two separate tracts, one being across Copano Pass in Aransas county, the other across Lavaca Bay in Calhoun county, lying under, along and adjacent to the causeways and their approaches now under construction on State Highway No. 57, and declaring an emergency."

The bill was read third time, and was passed.

HOUSE BILL NO. 845 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 845, A bill to be entitled "An Act providing for the employment of a rural school supervisor in counties having a population of not less than 53,900 and not more than 54,000; providing for their duties, salaries, expenses, and qualifications; providing that counties accepting the benefits of this act shall not be required to hold teachers' institutes, but providing that the county superintendent may call meetings of the teachers within his jurisdiction, and declaring an emergency."

The bill was read third time, and was passed.

HOUSE BILL NO. 892 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 892, A bill to be entitled "An Act regulating the taking of fur-bearing animals in certain counties; declaring the wild beaver, wild otter, wild mink, wild ring-tail cat, wild badger, wild polecat or skunk, wild opossum, wild raccoon, wild fox and wild civet cat to be fur-bearing animals, and making it unlawful to take any of the fur-bearing animals of this State by means of a steel trap, deadfall or snare, in the county of

Dallas; providing a penalty, and declaring an emergency."

The bill was read third time.

Mr. Keller offered the following amendments to the bill:

(1)

Amend House bill No. 892 below the enacting clause, by adding to the end of Section 2, the following: "nor shall the provisions apply to a person when trapping on his own land or land under his control."

(2)

Amend House bill No. 892 by adding "Atascosa and Brazoria counties" to the counties named therein.

CARPENTER,
KELLER.

The amendments were severally adopted.

By unanimous consent the caption of the bill was ordered amended to conform to all changes made in the body of the bill.

House bill No. 892 was then passed.

HOUSE BILL NO. 972 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 972, A bill to be entitled "An Act to validate the organization and creation of all consolidated independent school districts formed through the consolidation of one independent school district and one common school district in counties having a population of not less than 39,104 and not more than 39,105, according to the Federal census of 1930; validating the acts of the county board of trustees, the commissioners court and all officials having a part in the creation of such districts in such counties; validating acts of the board of trustees of said district; validating all tax assessments and levies made by said districts, and declaring an emergency."

The bill was read third time, and was passed.

HOUSE BILL NO. 823 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 823, A bill to be entitled "An Act fixing the salary of the

members of the commissioners courts in counties having a population of less than 19,850, according to the last available Federal census, and in which counties there have been voted road bonds in a sum exceeding \$2,000,000; providing the method of payment, and declaring an emergency."

The bill was read third time, and was passed.

HOUSE BILL NO. 825 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 825, A bill to be entitled "An Act fixing the salary of county auditors in counties having a population of not less than 19,850 and not more than 19,880, according to the last available Federal census; providing for the method of payment, and declaring an emergency."

The bill was read third time, and was passed.

HOUSE BILL NO. 985 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 985, A bill to be entitled "An Act providing for a rural school supervisor in certain counties in lieu of teachers' institutes; prescribing the duties of said supervisor; providing for visits to schools of the county and work in co-operation with teachers; prescribing the salary of said supervisor, and how it shall be paid; providing other things incidental to said purpose, and declaring an emergency."

The bill was read third time, and was passed.

MESSAGE FROM THE SENATE.

Senate Chamber,

Austin, Texas, April 18, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

H. B. No. 844, A bill to be entitled "An Act to create a State commission for the blind to prepare and maintain a register of those blind persons living in the State of Texas in which is shown their condition, cause of blindness and capacity for education and industrial training; to set up a bu-

reau of information and industrial aid for the blind, etc., and declaring an emergency."

H. B. No. 1000, A bill to be entitled "An Act to amend Chapter 7, Title 121, of the Revised Civil Statutes of 1925, so that Presidio county shall not be exempted from the operation of Articles 6972 to 7008, inclusive, relating to the inspection of hides and animals; providing for appointment of an inspector of hides and animals for Presidio county until the next general election by the commissioners court of Presidio county; and further providing that should said court fail to appoint such officer, that the sheriff of Presidio county shall perform the duties of said office; making provision for the disposition of the fees collected by the sheriff of Presidio county while performing the duties of inspector of hides and animals; repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

Respectfully,
BOB BARKER,
Secretary of the Senate.

HOUSE BILL NO. 997 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 997, A bill to be entitled "An Act abolishing the office of district attorney in the Seventy-seventh Judicial District of Texas; fixing the duties of county attorneys of said district; fixing their compensation; repealing conflicting laws; fixing effective date of the act, and declaring an emergency."

The bill was read third time, and was passed.

HOUSE BILL NO. 999 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 999, A bill to be entitled "An Act to amend Section 1, House bill No. 574, Acts of the Regular Session of the Forty-second Legislature, and declaring an emergency."

The bill was read third time, and was passed.

HOUSE BILL NO. 1019 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 1019, A bill to be entitled "An Act limiting the amount of white perch, crappie or bass that may lawfully be taken in one day from the public fresh waters of Dallas county, Texas; prescribing penalties for violating this act, and declaring an emergency."

The bill was read third time, and was passed.

HOUSE BILL NO. 48 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 48, A bill to be entitled "An Act amending Article 2596 of the Revised Civil Statutes of Texas of 1925, and repealing all laws in conflict, said amended article relating to suffrage and providing who may exercise the privilege of voting an absentee ballot and prescribing the conditions under which said voting shall be conducted, and declaring an emergency."

The bill was read third time.

Mr. Giles offered the following amendments to the bill:

(1)

Amend House bill No. 48 by striking out Section 2 and adding thereto Sections 2 and 3, reading:

"Sec. 2. That Articles 3108 and 3115, Revised Civil Statutes of Texas of 1925, be amended so that said articles will read:

"Article 3108. Expense of Primary.—At the meeting of the county executive committee provided in Article 3117, the county committee shall also carefully estimate the cost of printing the official ballots, renting polling places where same may be found necessary, providing and distributing all necessary poll books, blank stationery and voting booths required, compensation of election officers and clerks and messengers, to report the result in each precinct to the county chairman, as provided for herein, and all other necessary expenses of holding such primaries in such counties, and shall apportion such cost among the various candidates for nomination for county and precinct offices only as herein defined, and offices to be filled by the voters of such county, or precinct only (candidates for State offices ex-

cepted), in such manner as in their judgment is just and equitable, giving due consideration to the importance and emoluments of each such office for which a nomination is to be made, and shall, by resolution, direct the chairman to immediately mail to each person whose name has been requested to be placed on the official ballot a statement of the amount of such expenses so apportioned to him, with the request that he pay the same to the county chairman on or before the Saturday before the fourth Monday in June thereafter.

"Article 3115. Primary Committee.—Subject to the approval of the committee, the county chairman shall appoint a subcommittee of five members, to be known as the primary committee, of which he shall be ex-officio chairman. This subcommittee shall meet on the fourth Monday in June and make up the official ballot for such general primary in such county, in accordance with the certificates of the State and district chairmen and the request filed with the county chairman, and place the names of the candidates for nomination for State, district, county and precinct officers thereon in the order determined by the county executive committee as herein provided."

"Sec. 3. The crowded condition of the calendar and the necessity of amending the foregoing articles in order to repeal conflicting dates relating to the holding of elections creates an emergency and imperative public necessity that the constitutional rule requiring bills to be read on three several days be suspended, and said rule is hereby suspended, and this act shall take effect and be in force from and after its passage, and it is so enacted."

(2)

Amend House bill No. 48 by striking out all above the enacting clause and substituting in lieu thereof the following: A bill to be entitled "An Act amending Articles 2956, 3108 and 3115 of the Revised Civil Statutes of 1925, and declaring an emergency."

The amendments were severally adopted.

House bill No. 48 was then passed.

HOUSE BILL NO. 877 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 877, A bill to be entitled "An Act providing that in all cases when weekly compensation due an employe or beneficiary coming within the terms and provisions of the Workmen's Compensation Act are paid before becoming due, whether such payment be authorized by the Industrial Accident Board or a court of competent jurisdiction, discount shall be allowed for present payment at 6 per cent compounded annually, etc., and declaring an emergency."

The bill was read third time, and was passed.

HOUSE BILL NO. 867 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 867, A bill to be entitled "An Act to amend Article 775 of Chapter 3, Title 9, of the Code of Criminal Procedure of Texas of 1925, prescribing when the sentence shall be an indeterminate sentence, and fixing the time a penitentiary sentence shall begin to run, and declaring an emergency."

The bill was read second time, and was passed to engrossment.

RELATIVE TO SENATE BILL NO. 371.

On motion of Mr. Young (by unanimous consent), the following amendment to Senate bill No. 371 was adopted:

Amend Senate bill No. 371 by adding after the word "himself" near the end of the caption and before the words "as the State's agent" the word "or."

BILL SIGNED BY THE SPEAKER.

The Speaker signed, in the presence of the House, after giving due notice thereof and its caption had been read, the following enrolled bill:

H. B. No. 1000, "An Act to amend Chapter 7, Title 121, of the Revised Civil Statutes of 1925, so that Presidio county shall not be exempted from the operation of Articles 6972 to 7008, inclusive, relating to the inspection of hides and animals; providing for appointment of an inspector of hides and animals for Presidio county, until the next general election, by the commissioners court of Presidio county; and further providing that should said court fail to ap-

point such officer, that the sheriff of Presidio county shall perform the duties of said office; making provision for the disposition of the fees collected by the sheriff of Presidio county while performing the duties of inspector of hides and animals; repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

HOUSE BILL NO. 959 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 959, A bill to be entitled "An Act amending Article 5095, Revised Statutes of Texas, 1925, and declaring an emergency."

The bill was read second time, and was passed to engrossment.

HOUSE BILL NO. 749 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 749, A bill to be entitled "An Act requiring the Game, Fish and Oyster Commission to set aside and designate portions of the fresh water lakes, streams, creeks, rivers, lagoons and ponds of this State as fish sanctuaries for the propagation in their natural state of fresh water fish, etc., and declaring an emergency."

The bill was read second time.

Mr. Sanders offered the following amendments to the bill:

(1)

Amend House bill No. 749 by inserting the following between the words "commission" and "to" in line 23 of Section 1, page 1, of the printed bill: "with the approval of the commissioners court of any county of the State of Texas."

(2)

Amend House bill No. 749 by striking out the words "several counties of this State" in line 24 of Section 1, page 1 of the printed bill, and insert in lieu thereof the following: "said county."

(3)

Amend House bill No. 749 by inserting the word "public" immediately in front of the word "fresh" wherever said word "fresh" appears in the bill.

(4)

Amend House bill No. 749 by striking out all of the first sentence of Section 2 of the bill.

(5)

Amend House bill No. 749 by striking out the words "the fresh waters" in Section two (2), and insert in lieu thereof the words "each fresh water stream or other body of water."

The amendments were severally adopted.

By unanimous consent the caption of the bill was ordered amended to conform to all changes made in the body of the bill.

House bill No. 749 was then passed to engrossment.

HOUSE BILL NO. 798 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 798, A bill to be entitled "An Act to amend Article 1119 of the Revised Civil Statutes of 1925, so as to change the population of towns coming within its scope from 2000 to 1000, and declaring an emergency."

The bill was read second time.

Mr. McCombs offered the following amendment to the bill:

Amend House bill No. 798 by changing the figures "1000" to "500" wherever they appear in the bill.

The amendment was adopted.

Mrs. Hughes offered the following amendment to the bill:

Amend House bill No. 798, line 24, page 1, by striking out the word "less" and inserting the words "not more."

The amendment was adopted.

By unanimous consent, the caption of the bill was ordered amended to conform to all changes made in the body of the bill.

House bill No. 798 was then passed to engrossment.

HOUSE BILL NO. 473 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 473, A bill to be entitled "An Act regulating the filing and recording of maps and plats of subdivisions and re-subdivisions of real estate and conveyances of a subdivision, or part thereof, without duly authorized map thereof on record, and prescribing penalties for the violation thereof, and declaring an emergency."

The bill was read second time.

Mr. Farmer offered the following amendment to the bill:

Amend House bill No. 473 by striking out of line 16, page 1, the word "authorization" and insert in lieu thereof the word "approval," and strike out all of line 16 after the word "therefor" and all line 17 and all line 18 down to and including the word "court" and insert in lieu thereof the words "as may be provided by law"; and strike out of line 23 the words "by said commissioners court."

FARMER,
JOHNSON of Dimmit.

The amendment was adopted.

House bill No. 473 was then passed to engrossment.

HOUSE BILL NO. 471 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 471, A bill to be entitled "An Act authorizing suits to be brought and maintained against persons owning or claiming any interest in lands in cases (a) when land or any interest therein has been or may hereafter be conveyed by written instrument to any person as trustee and in such conveyance or instrument constituting source of title the names of the persons taking or holding the beneficial or equitable title are not disclosed and are unknown, and (b) when land or an interest therein has been conveyed by written instrument to an association, joint stock company or partnership, and after such conveyance said association, joint stock company or partnership has been dissolved and the names of the persons owning, acquiring or becoming the owners of the assets and lands of such association are not disclosed in such conveyance and are unknown; providing how such unknown persons shall be made

parties; prescribing the procedure in such cases, and declaring an emergency."

The bill was read second time.

Mr. Bond offered the following amendment to the bill:

Amend House bill No. 471, page 1, Section 1, beginning after the word and figure "Section 1" and striking out all of said section down to and including the word "instrument" in line 2 of said section, and substitute therefor the following: "when land in this State or any interest of any kind in land has been or may hereafter be conveyed, or any lease or contract with reference to land made by written instrument."

The amendment was adopted.

By unanimous consent, the caption of the bill was ordered amended to conform to all changes made in the body of the bill.

House bill No. 471 was then passed to engrossment.

HOUSE BILL NO. 419 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 419, A bill to be entitled "An Act amending Chapter 7, Title 93, of the Revised Civil Statutes of 1925, as amended by Acts of Regular Session of the Forty-first Legislature, by adding the following new articles, numbered as follows: Articles 5736a, 5736b, 5736c, 5736d and 5736e, establishing Babcock test as official dairy test for butterfat; providing for methods of operating said test, etc., and declaring an emergency."

The bill was read second time.

Mr. Tarwater offered the following (committee) amendments to the bill:

(1)

Amend House bill No. 419 by striking out all above the enacting clause and substituting the following:

A bill to be entitled "An Act amending Chapter 7, Title 93, of the Revised Civil Statutes of 1925, as amended by Acts of Regular Session of the Forty-first Legislature, by adding the following new articles, numbered as follows: Articles 5736a, 5736b, 5736c, 5736d, 5736e and 5736f, establishing Babcock test as

official dairy test for butterfat; providing for methods of operating said test; providing license for persons operating test; prohibiting wrongful manipulation, fraud and false reading of test; providing method and manner of obtaining samples for tests and for preserving of test samples for certain time; prescribing glassware used in making tests, and that the provisions of Chapter 7, Title 93, of the Revised Civil Statutes of 1925, in so far as same pertain, shall be adopted as regards the purchase and sale of cream, milk and butterfat in this State; giving Commissioner of Agriculture right to make tests of bottles, pipettes, etc., to seize and destroy defective ones, and to revoke license of persons operating Babcock test; providing punishment and penalties for violation of provisions of this act, and declaring an emergency."

(2)

Amend House bill No. 419 by striking out all after the enacting clause and substituting the following:

Section 1. That Chapter 7, Title 93, of the Revised Civil Statutes of 1925, as amended by Acts of Regular Session of the Forty-first Legislature be amended by adding new articles numbered as follows: 5736a, 5736b, 5736c, 5736d, 5736e, and 5736f:

"Article 5736a. The Babcock test is hereby adopted as the official dairy test for use in the State of Texas, to be used by every person, firm, association, partnership and/or corporation paying for milk or cream on the basis of the butterfat content of such commodity or commodities, and the method of operating the test shall comply in every detail with the standard rules governing the Babcock test, and the Commissioner of Agriculture is hereby authorized to enforce the correct operation of the Babcock test and to issue all rules and regulations necessary to enforce the provisions of this act.

"Article 5736b. That it shall be unlawful for any person to operate a milk or cream testing apparatus to determine the percentage of butterfat in milk or cream for the purpose of purchasing same, either for himself or another, without first securing a license from the State Commissioner of Agriculture, who shall issue such license, upon a form prepared by him, upon payment of a fee of \$1.00 for a

period of twelve months, and said Commissioner or his agents are hereby authorized to make such investigations as he may deem necessary to determine whether the applicant is a reliable person and competent and qualified to operate and use such apparatus and make an accurate test with same. If the applicant is not found to be reliable, competent and qualified the Commissioner of Agriculture may refuse to license him, and said Commissioner is hereby authorized and empowered to revoke the license of any person licensed to make the Babcock test of milk or cream under the laws of the State of Texas, who shall fail to fully comply with the provisions of said law, or with any of the rules and regulations of the Department of Agriculture relating to said Babcock test. Said money for licenses shall be turned in by Commissioner of Agriculture to the general revenue fund of the State. The testing of each lot of milk or cream by any unlicensed person shall constitute a separate offense under this act; provided, that any licensed person or his employer may, for a valid reason, which must in every instance be reported to the Commissioner of Agriculture, appoint a substitute for a period of not to exceed 15 days, and provided further, that such appointment may for a valid reason satisfactory to said Commissioner and subject to his approval, be extended for an additional ten days. Any person violating the requirements of this article shall be guilty of a misdemeanor and, upon conviction, shall be punished as provided in subsection (b), Article 5736c.

"Article 5736c. (a) It shall be unlawful for any person, either for himself or another or for any person, firm, association, or corporation either by himself or agent, to falsely manipulate, or under-read or over-read, take inaccurate samples or make any false determinations by Babcock test or any other contrivance used to determine the quantity of fat in milk or cream or value of milk or cream delivered to a creamery, cheese factory, condensory, ice cream plant, milk plant or milk depot, or any other place where milk or cream is purchased, or when sold or purchased. The test shall be clear butterfat, free from sediment, solids, or other foreign substance, and must be read at a temperature of 130°-140°. Cream tests must be weighed and must not be taken except from milk or cream

which has been thoroughly mixed by stirring with an instrument suitable for the purpose. The scale must be accurate and sensitive to a weight of 30 milligrams. The tester and owner or owners are jointly responsible for their accuracy. For the purpose of providing official supervision of the operation of the Babcock test in all creameries, cheese factories, condenseries, ice cream plants and milk depots using said test, and all receiving stations conducted for the purchase of butterfat either in the form of cream or milk, the following regulation is hereby promulgated: (1) That all individuals, corporations and partnerships authorized by license or permit to conduct the Babcock test in the State of Texas shall retain in a cool, clean, sanitary place and in tightly stopped bottles or tightly covered jars the exact, properly labelled samples of cream or milk from which the butterfat test has been conducted, until 6 p. m. of the next test day. (2) Upon such occasions as may be determined wise, the Agricultural Department or its inspectors may order any sample or samples held for a longer period than provided for by these regulations.

"(b) Any person violating the provisions of these articles shall be guilty of a misdemeanor and, upon conviction, shall be punished by a fine of not less than fifty dollars (\$50) and not more than five hundred dollars (\$500).

"Article 5736d. In addition to the rights and powers given to the Commissioner of Agriculture and his inspectors and agents by the provisions of Chapter 7, Title 93, of the Revised Civil Statutes of 1925, as amended by Acts of Regular Session of the Forty-first Legislature, the said Commissioner, his inspectors and agents are hereby authorized to enter any creamery, cheese factory, building, premises or place where milk, cream and dairy products are handled for the purpose of securing samples and or checking tests on same, and except as herein provided, all of the provisions of said chapter and title shall apply to the purchase of cream, milk and butterfat in this State, and particularly as pertains to the standard of weights and measures received from the United States under a resolution of Congress, approved June 14, 1836, and particularly such new weights and measures as shall be received from the United States or which have been received from the United States as standard weights and measures in

addition thereto or in renewal thereof, and such as shall be procured by the State in conformity therewith and certified by the bureau of standards.

"Article 5736e. The units or standards of measure of capacity for use in the Babcock test shall be the true cubic centimeter, or the weight of one gram of distilled water, at 4 degrees centigrade, and all other units and weights shall be in conformity with the standards prescribed by the United States Bureau of Standards, as aforesaid. The said Commissioner of Agriculture shall from time to time make tests of individual bottles and pipettes used by various persons, firms and corporations in the State in order to ascertain whether the above provisions are being complied with, and shall report any violations found to the Attorney General, county or district attorney in the county where such alleged violation occurs. All glassware and/or measuring devices found not to be standard in capacity shall be seized and destroyed by the Commissioner of Agriculture or his authorized agent.

"Article 5736f. It shall be the duty of the district or county attorney of any county in which the provisions of this act may be violated to make due investigation and prosecute in the court having jurisdiction of the offense all persons guilty of such violations, and if necessary to file suits to enjoin further violations of this act.

"The fact that there are now no adequate provisions of law regulating the testing of cream, milk and butterfat by purchasers and manufacturers in this State creates an emergency and an imperative public necessity that the constitutional rule requiring a bill to be read on three several days be, and the same is, hereby suspended and that this bill be in force from and after July 1, 1931, and it is so enacted."

The amendments were severally adopted.

House bill No. 419 was then passed to engrossment.

HOUSE BILL NO. 595 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 595, A bill to be entitled "An Act to amend Article 3269 of the Revised Civil Statutes of 1925, pro-

viding for procedure and practice in suits against those having the right of eminent domain for property, damages to property, or injunction, and declaring an emergency."

The bill was read second time, and was passed to engrossment.

HOUSE BILL NO. 150 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 150, A bill to be entitled "An Act amending Article 6204, Revised Civil Statutes of 1925, as amended by Chapter 82, General Laws of the Fifth Called Session of the Forty-first Legislature, and amending Article 6205, Revised Civil Statutes of 1925, as amended by Chapter 153, General and Special Laws of the Forty-first Legislature, and as further amended by Chapter 82, General Laws of the Fifth Called Session of the Forty-first Legislature; and amending Article 6221, Revised Civil Statutes, 1925, as amended by Chapter 5, General Laws of the Second Called Session of the Forty-first Legislature, and as further amended by Chapter 82, General Laws of the Fifth Called Session of the Forty-first Legislature, etc., and declaring an emergency."

The bill was read second time.

Mr. Gilbert offered the following (committee) amendment to the bill:

Amend House bill No. 150 by striking out all below the enacting clause and inserting in lieu thereof the following:

Section 1. Article 6204 of the Revised Civil Statutes of 1925, as amended by Chapter 82 of the General Laws of the Fifth Called Session of the Forty-first Legislature is hereby amended so as to read as follows:

"Article 6204. Tax.—There shall be levied and collected in the same manner and at the same time that other ad valorem taxes are levied and collected for the year 1925, and annually thereafter, an ad valorem tax of seven cents on the one hundred dollars (\$100) valuation thereof on all property owned in the State on the first day of January of 1925, and of every year thereafter and on all property sent out of the State prior to the first day of January of any of said years for the purpose of evading the payment of taxes thereon and afterwards

returned to the State, except so much thereof as may be exempted by the Constitution and laws of this State or of the United States, which valuation shall be made in the manner prescribed by law for the assessment, levy and collection of other State and county taxes, which said tax so levied and collected shall be paid into the Treasury of the State of Texas, in the same manner as other State taxes, and shall constitute a special fund for the payment of pensions, as may be provided by law, to Confederate soldiers and their widows, and to other Texas soldiers and militia-men who served during the war between the States entitled to pensions under the laws of Texas, and their widows, and shall constitute a special fund for the payment of such pensions in the manner and under the rules and regulations as are and may be prescribed by law. Said fund is hereby expressly appropriated by the Legislature of the State of Texas for the purpose herein stated, and this act shall not affect or release liability of any person for taxes, penalties, interest, or costs accruing under prior laws, or the right to collect or enforce collection thereof by suit or otherwise.

"If said pension fund shall at any time when said pensions are due and payable as provided by law be insufficient in amount to pay the pensions provided by law, a sufficient amount shall be advanced by the State Treasury out of the general revenues of the State in the State Treasury other than revenues derived from ad valorem taxes on property to make up such deficit, and the amount so advanced shall be repaid out of the pension fund to the general revenue fund by the State Treasury, when there shall be a surplus in the pension fund over and above the amount required to pay the pensions due as provided by law, provided that the total amount advanced to the pension fund shall not exceed the constitutional amount collected for the pension fund for any one year."

Sec. 2. Article 6205 of the Revised Civil Statutes of 1925, as amended by Chapter 153 of the General and Special Laws of the Forty-first Legislature, and as further amended by Chapter 82 of the General Laws of the Fifth Called Session of the Forty-first Legislature, is hereby amended so as to read as follows:

"Article 6205. To Whom Granted.

—Out of the pension fund to be created and maintained under the provisions of Article 6204 as amended, there shall be paid on the first day of each calendar month a pension in the amounts provided for in Article 6221, to every Confederate soldier or sailor whose application has heretofore been approved and also those who came to Texas at least ten years prior to the approval hereafter of his application for a pension, and to their widows whose applications have heretofore been approved and also those who have been bona fide residents of this State for ten years prior to approval hereafter of their application and who were married to such soldiers or sailors prior to January 1, 1921, and to soldiers who, under the special laws of the State of Texas during the war between the States, served in organizations for the protection of the frontier against Indian raiders or Mexican marauders, and to soldiers of the militia of the State of Texas who were in active service during the war between the States, and to soldiers of the militia of any other Confederate State who were in active service during the war and who came to Texas at least ten years prior to the approval hereafter of his application for a pension, and to soldiers appointed to official or other service in the State of Texas, requiring the carrying of arms during the war between the States, and to the widows of such soldiers who were married to such soldiers prior to January 1, 1921 (provided that the word 'widow' as used in this article shall not apply to women born since the year 1877), and all soldiers and sailors eligible to be placed upon the pension rolls and participate in the distribution of the pension fund of this State under any existing law or laws hereafter enacted, and the fact of remarriage since the death of the soldier or sailor shall not bar his surviving widow from receiving a pension hereunder, so long as she remains a widow, if she shall have been the wife of such soldier or sailor at the time of his death and left by him as his widow."

Sec. 3. Article 6221 of the Revised Civil Statutes of 1925, as amended by Chapter 5 of the General Laws of the Second Called Session of the Forty-first Legislature and as further amended by Chapter 82 of the General Laws of the Fifth Called Session of the Forty-first Legislature, is hereby amended so as to read as follows:

"Article 6221. On the first day of each calendar month the Comptroller shall pay to each married veteran who is living with his wife, a pension of fifty dollars (\$50) per month for as long as they both may live, and after the death of either party, then the said veteran or his widow still living shall only draw an amount equal to other veterans or their widows. To each veteran now unmarried or a widower or widow who is drawing a pension or whose application may be hereafter approved, shall be paid the sum of twenty-five dollars (\$25) per month for each year and the remainder of said pension fund (after reimbursing the general revenue fund for any advancement theretofore made to the pension fund) shall be equally prorated among all of said pensioners whose claims to pensions have been established and filed. All pensions shall begin on the first day of the calendar month following the approval of the application."

Sec. 4. Article 6215 of the Revised Civil Statutes of 1925, as amended by Chapter 307 of the General and Special Laws of the Regular Session of the Forty-first Legislature, and as further amended by Chapter 82 of the General Laws of the Fifth Called Session of the Forty-first Legislature, is hereby amended so as to read as follows:

"Article 6215. Payments, Affidavits, Warrants.—The payment of such pension shall be made on the first day of each calendar month to all pensioners whose applications for pensions shall have been duly approved as provided by law by warrant drawn by the Comptroller on the State Treasurer, to be paid out of the money appropriated for that purpose as provided by law.

"Such warrant shall be transmitted by mail to the payee thereof at his or her last known address. It shall be unlawful for any postmaster, delivery clerk, letter carrier or other postal employe to deliver any such mail to any person whomsoever if the addressee is known to have died or removed, or, in the case of a widow, if known to have remarried; and it shall be unlawful for any person or persons to open any such mail addressed to any such address who has died or removed, or to any such widow who has remarried, or to convert such warrant into cash; but in every such case, such mail shall

forthwith be returned to the Comptroller at Austin, Texas, with a statement of the reason for so doing, and if because of death or remarriage, the date thereof, if known, and all such warrants so returned to the Comptroller shall be cancelled.

"Any person who shall knowingly violate the provisions of this article shall be guilty of a felony and, on conviction, shall be punished by fine or not less than one hundred dollars (\$100), or by imprisonment in the county jail for not less than three months, or by imprisonment in the penitentiary for not less than one year."

Sec. 5. Article 6208 of the Revised Civil Statutes of 1925, as amended by Chapter 82 of the General Laws of the Fifth Called Session of the Forty-first Legislature, is hereby amended so as to read as follows:

"Article 6208. Application Requirements.—Applicants who meet all other requirements necessary and whose tax valuations in this State, or any other State, do not exceed three thousand dollars (\$3000), shall be eligible to this pension. Persons entitled to a pension under this title shall make application for same in writing and under oath to the county judge of his or her county. Such application shall state the name, age, residence of the applicant and occupation, if any, and every fact necessary to entitle the applicant to the pension. If the applicant is such a soldier or sailor as is prescribed herein, he shall state in his application the company and regiment in which he was enlisted; if he served in an organization for the protection of the frontier against Indian raiders or Mexican marauders, he shall name and identify such organization; if he were an officer commissioned by the President of the Confederate States or by the Governor, or other proper authority of this State in the army, navy, militia or frontier organization, he shall state the date of his commission and his rank therein; and if detailed directly under the provisions of the conscript law for duty in the armories or shops of the Confederate government or for any other labor necessary for the maintenance of the army in the field, or if he served in the Confederate navy, he shall state the time of service in each case. Each applicant shall furnish the testimony of at least one

credible witness who personally knows that he enlisted in the service and performed the duties as claimed by him. If he cannot secure testimony of such witness, he may furnish documents or other evidence of his service."

Sec. 6. The fact that the changes to be effected by this act are needed by the Confederate veterans and widows on the pension roll with the least possible delay, creates an emergency and an imperative public necessity requiring that the constitutional rule requiring bills to be read on three several days be suspended, and that this act take effect from and after its passage, and it is so enacted.

Mr. Goodman offered the following amendments to the (committee) amendment:

(1)

Amend committee amendment No. 1 to House bill No. 150, on page 10, line 7 thereof, by inserting after the period in said line the following: "No person owning property of the taxable value of more than \$3000 at the time of their application for such pension, or thereafter acquired, shall be entitled to a pension under the provisions of this act; and if at the time the Comptroller shall determine that any pensioner on the roll is possessed of property of the taxable value of more than \$3000, such payments shall be discontinued and said application cancelled."

(2)

Amend committee amendment No. 1 to House bill No. 150, on page 10, by inserting at the end of paragraph 5 thereof the following: "provided, that where the applicant is 80 years of age or more, he may make his proof by submitting to the county judge an affidavit stating his name, age, residence and occupation, if any, together with every fact necessary to entitle him to a pension; such affidavit when executed shall be accompanied by a sworn statement of at least two creditable witnesses who have known the applicant for a period of not less than ten years, and who are in no way related to or interested in the financial welfare of such applicant, and that he is a creditable person, and that they believe the statements entitled him to a pension and are correct and true."

(3)

Amend House bill No. 150 by striking out the figures "1877" in line 11, page 8, and insert the figures "1875."

GOODMAN,
GILBERT,
ELLIOTT,
JOHNSON of Morris.

The amendments were severally adopted.

The committee amendment as amended was then adopted.

Mr. Goodman offered the following (committee) amendment to the bill:

Amend House bill No. 150 by striking out all above the enacting clause and inserting in lieu thereof the following:

A bill to be entitled "An Act amending Article 6204, Revised Civil Statutes of 1925, as amended by Chapter 82, General Laws of the Fifth Called Session of the Forty-first Legislature, and amending Article 6205, Revised Civil Statutes of 1925, as amended by Chapter 153, General and Special Laws of the Forty-first Legislature, and as further amended by Chapter 82, General Laws of the Fifth Called Session of the Forty-first Legislature; and amending Article 6221, Revised Civil Statutes of 1925, as amended by Chapter 5, General Laws of the Second Called Session of the Forty-first Legislature; and as further amended by Chapter 82, General Laws of the Fifth Called Session of the Forty-first Legislature; and amending Article 6215, Revised Civil Statutes of 1925, as amended by Chapter 307, General and Special Laws of the Forty-first Legislature, and as further amended by Chapter 82 of the General Laws of the Fifth Called Session of the Forty-first Legislature; and amending Article 6208, Revised Civil Statutes of 1925, as amended by Chapter 82, General Laws of the Fifth Called Session of the Forty-first Legislature; so as to provide for the payment of pensions to Confederate veterans who have resided in Texas for ten years prior to the approval of their application, and to soldiers of the militia of any other Confederate State who were in active service during the war and who came to Texas at least ten years prior to the approval hereafter of his ap-

plication for a pension, and to soldiers appointed to official or other services in the State of Texas, requiring the carrying of arms during the war between the States, and for the payment of pensions of fifty dollars (\$50) per month to married Confederate veterans, and of twenty-five dollars (\$25) per month to all single veterans, and their widows, and for the payment of pensions monthly without requiring monthly proof of claims; and prescribing penalties for violations of this act, and declaring an emergency."

The amendment was adopted.

House bill No. 150 was then passed to engrossment.

BILL LAID ON THE TABLE SUBJECT TO CALL.

On motion of Mr. Gilbert, House bill No. 343 was laid on the table subject to call.

HOUSE BILL NO. 319 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 319, A bill to be entitled "An Act to amend Article 1977 of Revised Civil Statutes of Texas of 1925, so as to provide the requisites of pleadings of the plaintiff and the filing of amended and/or supplemental pleadings in cases against non-residents, transient persons, and persons whose whereabouts are unknown, and declaring an emergency."

The bill was read second time, and was passed to engrossment.

HOUSE BILL NO. 592 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 592, A bill to be entitled "An Act amending Article 3883 of the Revised Civil Statutes of 1925, as amended by Acts, 1930, Forty-first Legislature, Fourth Called Session, page 30, Chapter 20; said article relating to fees and compensation of county, district and precinct officers; declaring an emergency, and providing that this act shall become effective from and after its passage."

The bill was read second time, and was passed to engrossment.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, April 18, 1931.
Hon. Fred H. Minor, Speaker of the
House of Representatives.

Sir: I am directed by the Senate
to inform the House that the Senate
has adopted

S. C. R. No. 32, Requesting the re-
turn of Senate bill No. 102 from the
Governor's office for correction.

The Senate has passed

H. B. No. 956, A bill to be entitled
"An Act relating to the performance
of road duty in Wood county, Texas,
and declaring an emergency."

Respectfully,

BOB BARKER,
Secretary of the Senate.

HOUSE BILL NO. 663 ON SECOND
READING.

The Speaker laid before the House,
on its second reading and passage to
engrossment,

H. B. No. 663, A bill to be entitled
"An Act directing the Attorney Gen-
eral of the State of Texas to inves-
tigate the facts and authorizing him
to file a suit against the State of New
Mexico and other necessary or proper
parties for damages and to secure for
the State of Texas its proportionate
part of the waters of the Pecos River
for irrigation and power; authorizing
the employment of an attorney spe-
cializing in irrigation law to assist
the Attorney General in such suit, and
appropriating money to pay the ex-
pense of such investigation and suit."

The bill was read second time.

Mr. Satterwhite offered the follow-
ing (committee) amendments to the
bill:

(1)

Amend House bill No. 663 by strik-
ing out all of Sections 2 and 3, and
renumber the sections in the bill to
conform thereto.

(2)

Amend caption of House bill No.
663 by striking out all after the words
"and power" in line 8, and add "and
declaring an emergency."

The amendments were severally
adopted.

House bill No. 663 was then passed
to engrossment.

HOUSE BILL NO. 667 ON SECOND
READING.

The Speaker laid before the House,
on its second reading and passage to
engrossment,

H. B. No. 667, A bill to be entitled
"An Act to amend Section (a) of
Article 6686, Revised Statutes, 1925,
as amended by the Acts of the For-
tieth Legislature, Chapter 211, page
296, by adding to such section a pro-
vision that in addition to the penal
provisions for a violation of such
article any manufacturer or dealer
accepting the benefits of such article
shall be responsible for the operation
of any vehicle on the public highways
by any person in possession thereof
with his knowledge or consent or to
whom he may entrust the same, and
declaring an emergency."

The bill was read second time, and
was passed to engrossment.

HOUSE BILL NO. 899 ON SECOND
READING.

The Speaker laid before the House,
on its second reading and passage to
engrossment,

H. B. No. 899, A bill to be entitled
"An Act to repeal Articles 847 and
848 of the Code of Criminal Procedure
of the State of Texas, 1925, and re-
enacting certain portions of said act
and providing for additional pro-
cedure, and declaring an emergency."

The bill was read second time, and
was passed to engrossment.

HOUSE BILL NO. 303 ON SECOND
READING.

The Speaker laid before the House,
on its second reading and passage to
engrossment,

H. B. No. 303, A bill to be entitled
"An Act to amend Article 2021 of
the Revised Civil Statutes of Texas,
1925, so as to provide that all cita-
tions and notices mentioned in Chap-
ter III, of Title 42, of the Revised
Civil Statutes of Texas, shall contain
the requisites prescribed in Title 42,
of the Revised Civil Statutes of Texas,
1925, and provided further that all
such requisites prescribed in said
Title 42 of the Revised Civil Statutes
of Texas, 1925, as to the requisites,
issuance, service, and return of cita-
tions shall be directory and not man-
datory."

The bill was read second time, and
was passed to engrossment.

HOUSE BILL NO. 550 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 550, A bill to be entitled "An Act amending Articles 1034 and 1035 of the Code of Criminal Procedure of 1925, so as to hereafter make the approval of officers' felony accounts to be made by the district judge, subject to and conditioned with the approval of the State Comptroller; providing for the recording of such approval in the minutes of the district court; providing that the district clerk shall make a certified copy from the minutes of said court of said bill and the action of the judge thereon, and the sending of the same by registered mail to the Comptroller, etc., and declaring an emergency."

The bill was read second time.

Mrs. Hughes offered the following amendment to the bill:

Amend House bill No. 550, Section 1, Article 1035, at the end of the first sentence, by adding the following: "provided, however, that the State Comptroller, before said warrant is issued and immediately upon the receipt of such officer's claim, as well as all witness fees, shall send by mail to the said district clerk a certified list of all such claims and fees, showing the amount claimed, and to whom due, and he shall not issue his warrant in payment thereof until seven (7) days have elapsed after the mailing of such notice."

The amendment was adopted.

Mr. Graves offered the following amendment to the bill:

Amend House bill No. 550 by adding the following after the word "Comptroller" in line 37 of the printed bill, as follows: "provided, the bill herein referred to shall, before being presented to such district judge, be first presented to the county auditor, if such there be, who shall carefully examine and check the same, and shall make whatever recommendations he shall think proper to be made to such district judge relating to any item or the whole bill," and amend the caption to conform to all changes in the body of the bill.

The amendment was adopted.

By unanimous consent, the caption of the bill was ordered amended to conform to all changes in the body of the bill.

House bill No. 550 was then passed to engrossment.

HOUSE BILL NO. 704 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 704, A bill to be entitled "An Act to provide that no officer or employe of the State of Texas, any county, city, town or village, or any municipality or political subdivision, using or accepting the benefits of any free pass or franking privilege of any railroad, interurban, motor bus or other transportation line, shall charge or collect from the State, county, city, town, village, municipality or political subdivision the amount he would have paid had he not used such free pass; fixing penalty, and declaring an emergency."

The bill was read second time, and was passed to engrossment.

ADJOURNMENT .

On motion of Mr. Sanders, the House, at 12:45 o'clock p. m., adjourned until 9 o'clock a. m. next Monday, April 20th.

APPENDIX.

STANDING COMMITTEE REPORTS.

The following committees have filed favorable reports on bills, as follows:

Public Lands and Buildings: House bill No. 1025, and Senate bill No. 478.

Judiciary: House bill No. 1030.

REPORTS OF THE COMMITTEE ON ENGROSSED BILLS.

Committee Room,

Austin, Texas, April 17, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 472, A bill to be entitled "An Act to amend Article 6626 of the

Revised Statutes of Texas, 1925, so as to provide the prerequisites for filing and recording maps and plats subdividing or re-subdividing real estate, and declaring an emergency."

Have carefully compared same and find it correctly engrossed.

SAVAGE, Acting Chairman.

Committee Room,
Austin, Texas, April 17, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 504, A bill to be entitled "An Act to amend Article 3943 of the 1925 Revised Civil Statutes of the State of Texas, which article relates to the fees of office of county treasurers, providing for more adequate compensation for such treasurers in certain counties; providing for assistants for such treasurers; fixing a maximum of compensation for such assistants, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

SAVAGE, Acting Chairman.

Committee Room,
Austin, Texas, April 17, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 347, A bill to be entitled "An Act to repeal Article 2450 of the Revised Civil Statutes of Texas, 1925, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

SAVAGE, Acting Chairman.

Committee Room,
Austin, Texas, April 17, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 406, A bill to be entitled "An Act to amend Article 5924, Revised Statutes, 1925, relating to assumed names, making it unlawful for an individual to use a corporate name, providing a penalty, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

SAVAGE, Acting Chairman.

Committee Room,

Austin, Texas, April 17, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 348, A bill to be entitled "An Act amending Article 3736, Revised Civil Statutes of the State of Texas, 1925, so that suits may be filed on sworn accounts, including liquidated money demands on written contracts, and business dealings on which systematic record of accounts has been kept, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

SAVAGE, Acting Chairman.

Committee Room,
Austin, Texas, April 17, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 871, A bill to be entitled "An Act to amend Article 1302, Title 32, Revised Civil Statutes of the State of Texas, 1925, providing additional purposes for which corporations may be formed under the laws of Texas,"

Have carefully compared same and find it correctly engrossed.

SAVAGE, Acting Chairman.

Committee Room,
Austin, Texas, April 17, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 137, A bill to be entitled "An Act to amend Article 3492 of Chapter 17, Title 54, of the Revised Civil Statutes of 1925, so as to permit the court to set apart to the widow or children, if necessity requires, the exempt property, subject to existing liens against the same, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

SAVAGE, Acting Chairman.

Committee Room,
Austin, Texas, April 17, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 108, A bill to be entitled

"An Act to amend Article 1302, Chapter 1, Title 32, of the Revised Statutes of 1925, by adding thereto Section 91c, so as to provide for the creation of private corporations for the purpose of buying and selling products of the soil and to own, maintain and operate cotton seed oil and other mills for grinding, mixing and preparing such products for market, and declaring an emergency."

Have carefully compared same and find it correctly engrossed.

SAVAGE, Acting Chairman.

Committee Room,
Austin, Texas, April 17, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 440, A bill to be entitled "An Act to amend Article 7272, of Chapter 8, Title 122, of the Revised Civil Statutes of 1925, relating to liability of property for taxes, so as to provide that a person may pay on a part of the property assessed without being required to pay on all of the property assessed; repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

Have carefully compared same and find it correctly engrossed.

SAVAGE, Acting Chairman.

Committee Room,
Austin, Texas, April 17, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 998, A bill to be entitled "An Act validating, ratifying, confirming and approving the acts, orders and proceedings of the commissioners court of Somervell county, Texas, relating to incorporation of the city of Glen Rose; validating, ratifying, confirming and approving the boundary lines embracing the territory within the corporate limits of the city of Glen Rose; validating, ratifying, confirming and approving all acts, orders and proceedings of the officers and board of aldermen of the city of Glen Rose, and declaring an emergency."

Have carefully compared same and find it correctly engrossed.

SAVAGE, Acting Chairman.

Committee Room,
Austin, Texas, April 17, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 856, A bill to be entitled "An Act amending Articles 2702, 2703 and 2724 of the Revised Statutes of Texas, 1925, relating to the county unit system of education, and declaring an emergency."

Have carefully compared same and find it correctly engrossed.

SAVAGE, Acting Chairman.

Committee Room,
Austin, Texas, April 17, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 936, A bill to be entitled "An Act providing that in counties of a certain population the sheriff may appoint certain deputies, with the consent of the commissioners court; providing the means and manner of appointment and payment of salaries; and prescribing the maximum salary, and declaring an emergency."

Have carefully compared same and find it correctly engrossed.

SAVAGE, Acting Chairman.

Committee Room,
Austin, Texas, April 17, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 1003, A bill to be entitled "An Act amending Section 1, Chapter 306, Acts of Regular Session, Forty-first Legislature, and declaring an emergency."

Have carefully compared same and find it correctly engrossed.

SAVAGE, Acting Chairman.

REPORTS OF THE COMMITTEE ON ENROLLED BILLS.

Committee Room,
Austin, Texas, April 18, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 1000, "An Act to amend Chapter 7, Title 121, of the Revised

Civil Statutes of 1925, so that Presidio county shall not be exempted from the operation of Articles 6972 to 7008, inclusive, relating to the inspection of hides and animals; providing for appointment of an inspector of hides and animals for Presidio county, until the next general election, by the commissioners court of Presidio county; and further providing that should said court fail to appoint such officer that the sheriff of Presidio county shall perform the duties of said office; making provision for the disposition of the fees collected by the sheriff of Presidio county while performing the duties of inspector of hides and animals; repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

Have carefully compared same and find it correctly enrolled.

BOUNDS, Vice-Chairman.

Committee Room,
Austin, Texas, April 18, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 919, "An Act authorizing the county commissioners of certain described counties to receive out of the general fund of the county expenses for the operation and upkeep of automobiles not exceeding forty dollars (\$40) per month, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

BOUNDS, Vice-Chairman.

FORTY-FOURTH DAY.

(Monday, April 20, 1931.)

The House met at 9 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Minor.

The roll was called, and the following members were present:

Adams of Harris.	Bounds.
Adams of Jasper.	Boyd.
Adamson.	Bradley.
Adkins.	Brice.
Akin.	Bryant.
Albritton.	Burns of Walker.
Alsup.	Burns
Baker.	of McCulloch.
Barron.	Carpenter.
Beck.	Caven.
Bedford.	Claunch.
Bond.	Coltrin.

Coombes.	Lilley.
Cox of Lamar.	Lockhart.
Cunningham.	Long.
Dale.	McCombs.
Daniel.	McDougald.
Davis.	McGill.
DeWolfe.	McGregor.
Dodd.	Magee.
Donnell.	Mathis.
Dowell.	Mehl.
Dunlap.	Metcalfe.
Duvall.	Moffett.
Dwyer.	Moore.
Elliott.	Munson.
Engelhard.	Murphy.
Farmer.	Nicholson.
Farrar.	Olsen.
Ferguson.	O'Quinn.
Fisher.	Patterson.
Forbes.	Petsch.
Ford.	Pope.
Fuchs.	Ratliff.
Gilbert.	Ray.
Giles.	Reader.
Goodman.	Richardson.
Graves.	Rogers.
Greathouse.	Rountree.
Grogan.	Sanders.
Hanson.	Satterwhite.
Hardy.	Savage.
Harman.	Scott.
Harrison	Shelton.
of El Paso.	Smith of Bastrop.
Harrison	Smith of Wood.
of Waller.	Sparkman.
Hatchitt.	Stephens.
Herzik.	Stevenson.
Hill.	Steward.
Hines.	Sullivant.
Holder.	Tarwater.
Holland.	Terrell
Holloway.	of Cherokee.
Hoskins.	Terrell
Howsley.	of Val Verde.
Hubbard.	Towery.
Hughes.	Turner.
Jackson.	Van Zandt.
Johnson	Vaughan.
of Dallam.	Veatch.
Johnson	Wagstaff.
of Dimmit.	Walker.
Johnson of Morris.	Warwick.
Jones of Shelby.	Weinert.
Jones of Atascosa.	West of Coryell.
Keller.	West of Cameron.
Kennedy.	Westbrook.
Laird.	Wiggs.
Lasseter.	Wyatt.
Lemens.	Young.
Leonard.	
	Absent.
Cox of Limestone.	Martin.
Hefley.	Strong.
	Absent—Excused.
Anderson.	Brooks.